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April 12, 2012

Via Electronic Mail

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Suite TW-A325
Washington, DC 20554

Re: Amendment of CPNI Certification Compliance, EB Docket No. 06-36,
for City of Richmond, Richmond Power and Light

Dear Ms. Dortch:

City of Richmond, Richmond Power and Light ("RPL"), an interconnected VoIP service provider serving Richmond, Indiana, by its attorneys and pursuant to Section 64.2009(e) of the Commission's Rules, hereby submits an amended version of its annual CPNI certification and accompanying statement. RPL initially filed its certificate of compliance on March 1, 2012. At that time RPL utilized its FCC 498 SPIN number rather than its Form 499 Filer ID Number. An amended version of RPL's CPNI certification with the proper 499 number is attached, it has been signed by RPL's new interim General Manager, in all other respects the filing is identical to the original timely filed certification.

Should you have any questions or require additional information, please contact the undersigned.

Sincerely,

Sean A. Stokes

cc: Telecommunications Consumers Division, Enforcement Bureau

Attachments

Amendment of City of Richmond Power and Light's Annual 47 C.F.R. § 64.2009(e)

CPNI Certification

EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2012 covering the prior calendar year 2011

1. Date filed: April 9, 2012
2. Name of company(s) covered by this certification: City of Richmond, Richmond Power and Light
3. Form 499 Filer ID: 829178
4. Name of signatory: Kerry Vincent
5. Title of signatory: Interim General Manager
6. Certification:

I, Kerry Vincent, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See* 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, recordkeeping, and supervisory review) set forth in section 64.2001 *et seq.* of the Commission's rules.

The company has not taken actions (*i.e.*, proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year.

The company has not received customer complaints in the past year concerning the unauthorized release of CPNI.

The company represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. The company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed: _____

Kerry Vincent

**STATEMENT OF THE CITY OF RICHMOND, RICHMOND POWER AND LIGHT
D/B/A/ PARALLAX SYSTEMS CONCERNING ITS CUSTOMER PROPRIETARY NETWORK
INFORMATION RULES AND POLICIES**

The following rules and policies describe The City of Richmond, Richmond Power and Light's ("RPL") d/b/a Parallax Systems, operating procedures for maintaining a comprehensive customer proprietary network information ("CPNI") program to protect the privacy of our customers pursuant to Section 222 of the Communications Act of 1934, as amended, 47 U.S.C. § 222, and the FCC's rule 47 C.F.R. § 64.2001 et seq. These procedures prohibit the sale of telephone call records or the marketing use of such information. The use of customer data for external or internal sales initiatives is prohibited and a disciplinary process is in place to handle any violation of this policy.

It is the policy of RPL not to use, disclose, or permit access to Customer Proprietary Network Information ("CPNI"), as defined in the FCC's rules, for any purposes other than the following, all of which are permitted without customer approval under FCC rules:

- a. For the purpose of providing or marketing Company service offerings among categories of service (i.e., local, interexchange) to which the customer already subscribes.
- b. For the purpose of providing inside wiring installation, maintenance, and repair services.
- c. For the purpose of marketing "adjunct-to-basic" services, such as speed dialing, computer-provided directory assistance, call monitoring, call tracing, call blocking, call return, repeat dialing, call tracking, call waiting, caller I.D., call forwarding, and certain centrex features.
- d. For the purpose of protecting the rights or property of the Company, or to protect users of its services and other carriers from fraud, abusive, or unlawful use of or subscription to such services.

I. SCOPE

A. Prohibition on Use of CPNI in Marketing

RPL seeks to ensure the protection of the privacy of customer information by prohibiting the unauthorized release of CPNI and to prohibit the external or internal sale of telephone call records. Under no circumstances shall the customer databases associated with RPL's telephone system be utilized for marketing activities.

If at some point in the future RPL changes its policies with regard to the use of CPNI for sales or marketing purposes it shall comply in all respects with the Commission's rules, including regulations relating to customer rights to opt in or opt out of such campaigns.

B. Policies With Respect to Customer Access (protections against pretexting)

- RPL shall not release CPNI to customers during customer-initiated telephone contact except when the customer provides a password.
 - a) If a customer does not provide a password, RPL may release call detail information by sending it to an address of record or,
 - b) by calling the customer at the telephone of record.
- RPL shall provide mandatory password protection for online account access.

- RPL may provide CPNI to customers based on in-store contact with a valid photo ID.
- RPL shall notify the customer immediately when a password, customer response to a back-up means of authentication for lost or forgotten passwords, online account, or address of record is created or changed.

II. COMPLIANCE OFFICER

Rich Cody has been appointed as the CPNI Compliance Officer, and can be reached at (765) 973-7247. All requests for CPNI data shall be referred to the CPNI Compliance Officer.

III. PROCEDURES

Upon receipt of a third-party request for customer call records or other CPNI data that is not initiated by the customer with verified password information:

- The employee receiving the request shall notify the Compliance Officer.
- The Compliance Officer shall log the request with approved/denied status.
- Only requests associated with a legal court order shall be approved/released. An accompanying letter must indicate that released information will not be used for marketing activities.
- Failure to follow the above procedure shall result in disciplinary action.

IV. REQUIREMENTS UPON DISCOVERY OF UNAUTHORIZED DISCLOSURE

In the event of any breach of a customer's CPNI as described in section 64.2011 of the FCC rules, the Company will, as soon as practicable and in all events within seven (7) days of determination of the breach, notify law enforcement through <http://www.fcc.gov/eb/cpni>, and subsequently notify the customer(s), in accordance with the procedures and in the sequence prescribed by that rule section. The Company will maintain a record of any such breaches and notifications for at least two (2) years.

V. TRAINING

All Customer Service, Sales, and Marketing employees shall receive CPNI training on annual basis.

VI. RECORD KEEPING

A written record of all requests for, and complaints regarding, CPNI shall be maintained for a minimum of one year. An Officer of RPL shall provide a compliance certificate to the FCC by March 1 of each year documenting compliancy with this program and records of requests or complaints, as well as information with respect to proceedings against data brokers and pretexters.

RPL has not detected any unauthorized access to CPNI, either by employees, pretexters or other third parties. RPL did not receive any customer complaints regarding CPNI in 2011.

RPL does not currently allow CPNI for sales or marketing. If at some point RPL changes its policies it shall retain a record of its all such sales and marketing campaigns that use its customers' CPNI. The record will include a description of each campaign, the specific CPNI that was used in the campaign, and what products and services were offered as a part of the campaign.

The above rules and procedures are in place to fully protect CPNI in accordance with FCC regulations.

